

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

UNITED STATES OF AMERICA	:	
	:	
v.	:	CASE NO. 1:10CR394
	:	
PROSCOVIA K. NZABANITA,	:	(Judge Lee)
	:	
Defendant	:	

**POSITION OF DEFENDANT WITH
RESPECT TO SENTENCING FACTORS**

COMES NOW the defendant, Proscovia Kampire Nzabanita, by David B. Smith, her court-appointed attorney, and submits this pleading in accordance with Rule 32 of the Federal Rules of Criminal Procedure, U.S.S.G. §6A1.2, and the Eastern District of Virginia "Policy Regarding Procedures to be Followed in Guideline Sentencing." We concur with the computations of the probation office and have no objections to the presentence report. Due to the unusual nature of the plea agreement we are not submitting a sentencing memo.

Respectfully submitted,

/s/ David B. Smith

David B. Smith

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Counsel for Defendant

Certificate of Service

I hereby certify that on the 24th day of January, 2011, I electronically filed the foregoing pleading with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following CM/ECF user(s):

AUSA Gordon D. Kromberg
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And I hereby certify that I have mailed the document by United States mail, first class postage prepaid, to the following non-CM/ECF participant(s), addressed as follows:

United States Probation Office
401 Courthouse Square
Alexandria, Virginia 22314-5797

/s/ David B. Smith

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